

VILLAGE OF PENINSULA, OHIO

RESOLUTION NO.: 4-2014

INTRODUCED BY: Dee Holiday

DATE PASSED: March 10, 2014

A RESOLUTION AUTHORIZING THE APPROVAL AND ADOPTION OF THE SUMMIT COUNTY HAZARD MITIGATION PLAN, FOR THE EXECUTIVE'S DEPARTMENT OF LAW, INSURANCE AND RISK MANAGEMENT – DIVISION OF PUBLIC SAFETY MANAGEMENT AGENCY, AND DECLARING AN EMERGENCY

WHEREAS, the Federal Emergency Management Agency ("FEMA") has established rules and regulations under 44 CFR part 201.6, as authorized by the Disaster Mitigation Act of 2000, requiring that local governments have a mitigation plan ("Plan") approved pursuant to the aforementioned section in order to receive Hazard Mitigation Grant Program ("HMGP") grants; and

WHEREAS, the Summit County Emergency Management Agency ("SCEMA") is responsible to update the Plan every five years, and has updated the same; and

WHEREAS, after update by SCEMA, the updated Plan was reviewed by local agencies such as AMATS, police and fire chiefs, and the County Engineer, and was ultimately approved by the Summit County Emergency Management Executive Committee; and

WHEREAS, the updated Plan was forwarded by Ohio Emergency Management Agency ("OEMA"), and subsequently forwarded by FEMA, and approved by each agency; and

WHEREAS, the updated Plan must now be adopted by this Council, and, following adoption by this Council, the updated Plan is sent to all municipalities in the County for adoption; and

WHEREAS, following adoption by the County and municipalities, the Resolutions adopting the updated Plan are forwarded to OEMA and FEMA; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the County of Summit to approve and adopt the aforementioned mitigation plan;

NOW THEREFORE, BE IT RESOLVED by the Village of Peninsula Council, in consideration of the mutual promises, covenants, conditions and terms to be kept and performed hereunder, the Parties agree:

Section 1 Authorization: The Summit County Hazard Mitigation Plan for calendar year 2014, attached as Exhibit A, is hereby approved and adopted by this Council.

Section 2 Adoption: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3 Severability: This Resolution and the various parts, sentences, paragraphs, sections, and clauses thereof are hereby declared to be severable. Should any part, sentence, paragraph, section, or clause be declared unconstitutional, null, or void by a court of competent jurisdiction, such declaration shall not have any effect on the validity of the remaining parts, sentences, paragraphs, sections, and clauses of this Ordinance.

Section 4 Open Meeting: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4: Emergency: This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further reason that it is necessary to immediately approve and adopt the Summit County Hazard Mitigation Plan.

Section 5 Effective Date: This Resolution shall take effect on the 10 day of March 10, 2014.

Passed:



Douglas G. Mayer, Mayor

Attest:



John D. Stiegel, Fiscal Officer

I, John D. Stiegel, Fiscal Officer of the Village of Peninsula, Summit County, Ohio do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 10th day of March 2014.



John D. Stegel, Fiscal Officer

POSTING CERTIFICATE

I, John D. Stiegel, Fiscal Officer of the Village of Peninsula, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 10th day of March 2014; that there is no newspaper published in said municipality, and that publication of the foregoing Resolution was made by posting true copies thereof at five of the most public places in said Village as heretofore determined by Council pursuant to Resolution No. 1884-1997, as follows:

1. Terry Lumber & Supply
2. Woodridge Intermediate School or Peninsula Quarry
3. Peninsula Library & Historical Society
4. Peninsula Village Hall Lobby
5. Peninsula Post Office

Each for a period of fifteen days commencing on the 10th day of March 2014.



John D. Stiegel, Fiscal Officer